

City of Taylorsville
CITY COUNCIL MEETING
Minutes

Wednesday, January 18, 2006
Council Chambers
2600 West Taylorsville Blvd., Room No. 140
Taylorsville, Utah 84118

BRIEFING SESSION

Attendance:

Mayor Russ Wall

Council Members:

Chairman Morris Pratt
Vice-Chairman Jerry Rechtenbach
Council Member Bud Catlin
Council Member Les Matsumura
Council Member Lynn Handy

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Virginia Loader, City Recorder
Robin Kishiyama, Council Coordinator
Larry Marx, Chief of Police
Mark McGrath, Community Development Director
Donald Adams, Economic Development Director

BRIEFING SESSION

Chairman Morris Pratt conducted the Briefing Session, which convened at 6:00 p.m. The Council reviewed the Administrative Report for the Community Development Department, after which the agenda was discussed.

Council Member Jerry Rechtenbach **MOVED** to meet in Closed Session (A) to discuss the professional competence of an individual at 6:15 p.m. Council Member Les Matsumura **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a roll call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All members of the City Council were in favor and the motion carried by a unanimous vote.**

CLOSED SESSION (A)

Those present at the Closed Session are as follows: City Council Members Rechtenbach, Catlin, Pratt, Handy and Matsumura, Mayor Russ Wall, City Administrator John Inch Morgan, City Attorney John Brems and City Recorder Virginia Loader.

The Closed Session held on Wednesday, January 18, 2006 was closed to discuss the character and professional competence of an individual and no other items were discussed.

Council Member Bud Catlin **MOVED** to adjourn the Closed Session (A) and to convene another Closed Session (B) to discuss the acquisition of real property at 6:34 p.m. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Morris Pratt called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All members of the City Council voted and the motion carried by a unanimous vote.**

CLOSED SESSION (B)

Minutes for the Closed Session (B) were taken and are now on file.

Council Member Jerry Rechtenbach **MOVED** to adjourn the Closed Session (B) and to convene the regular City Council Meeting at 6:43 p.m. Council Member Bud Catlin **SECONDED** the motion. Chairman Morris Pratt called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All members of the City Council voted and the motion carried by a unanimous vote.**

REGULAR MEETING

Attendance:

Mayor Russ Wall

Council Members:

Chairman Morris Pratt
Vice-Chairman Jerry Rechtenbach
Council Member Bud Catlin
Council Member Les Matsumura
Council Member Lynn Handy

City Staff:

John Inch Morgan, City Administrator
John Brems, City Attorney
Donald Adams, Economic Development Director
Larry Marx, Chief of Police
Virginia Loader, City Recorder
Robin Kishiyama, Council Coordinator
Sheri Argyle, Court Administrator

Excused: Mark McGrath, Community Development Director

Citizens: Margaret Holloway, Elizabeth Vogele, Anita Savio, Randy Martinez, Sheri Olsen, Katie Larsen, Jeff Jongsma, Mike Bailey, Roger Livingston, Les Seely, Kristie Overson, Karen Mayne, Judy Swenson, Sue Eaves, John Gidney, Harlan Christmas, Barbara Conrad, Jolene Dearden, Judith Robertson, Tracy Wyant, Mike Perry, Dallen Dye, Solomon Gardner, Mark Kranendol

1. WELCOME, INTRODUCTION AND PRELIMINARY MATTERS

18:48:33 Chairman Morris Pratt called the meeting to order at 6:48 p.m. and welcomed those in attendance. He then reviewed the Citizen Comment Procedures for the audience.

1.1 Pledge of Allegiance – Opening Ceremonies – *Council Chair Morris Pratt*

Council Member Bud Catlin directed the Pledge of Allegiance.

1.2 Reverence – *Council Chair Morris Pratt* (Opening Ceremonies for February 1, 2006 to be arranged by Youth Council)

18:51:02 Council Chairman Morris Pratt offered the Reverence.

1.3 Citizen Comments

18:53:13 Chairman Morris Pratt called for any citizen comments.

18:53:33 **Elizabeth Vogele** recommended a mix that could be used in the Dog Park rather than grass. She suggested that the City purchase the material and leave the work up to the volunteers. She also reported that Salt Lake County has not attended to the maintenance of the park.

18:55:38 **Barbara Conrad** spoke in favor of Millrace Park and said that there is a great demand for use of the park. She asserted that the number of happy people in the park outnumber the unhappy neighbors of the park.

18:58:12 **Sue Eaves** stated that she is a regular user of the Dog Park. She suggested that large trees be planted along the west side of the park or that an earthen berm be placed to reduce the noise that generates from the park. She also recommended that more signs be placed around the park reminding people to pick up after their dogs.

19:00:19 **Roger Livingston**, a neighbor of the dog park suggested enforcing rules that are in place. He expressed his concerns over safety of kids at the park and encounters with the dogs. He noted that neighbors would appreciate a break from the noise of the park.

19:01:15 **Margaret Hollaway**, a resident of Murray, spoke in favor of the Dog Park and the benefits to the City.

19:03:25 **Anita Savio** also spoke in favor of the Dog Park. She submitted written comments to the Council, as well.

19:06:07 **Randy Martinez** is a neighbor to the Dog Park and is not an opponent of the Dog Park. He is opposed to the overuse of the park and stated that use needs to be controlled. He also submitted a letter to the City Council.

Carrie Nanney submitted written comments in regards to the Dog Park at Millrace Park.

1.4 Mayor's Report

19:07:51 Mayor Russ Wall reported that the State Legislative Session started Monday, January 16th and today was Elected Officials Day at the Legislature. The Mayor noted that he attended and there were also 21 Taylorsville Youth City Council Members in attendance.

Mayor Wall then reported that Senate Bill 54 is being proposed regarding citations issued on interstate highways, wherein 100% of the money would be forfeited to the State. He urged the Council and Taylorsville residents to contact their Representatives in this regard.

2. REPORTS

2.1 Prosecutors – *Lohra Miller*

19:10:27 Taylorsville City Prosecutor Lohra Miller presented a quarterly report.

19:22:15 Court Administrator Sheri Argyle presented a quarterly report for the Justice Court.

2.2 Building Department – *Patrick Tomasino*

19:24:59 Patrick Tomasino, of the City Building Department, reported on recent activities in the Building Department.

3. APPOINTMENTS

3.1 Karen Mayne, Public Safety Committee – *Mayor Wall*

19:27:46 Mayor Wall recognized Karen Mayne and nominated her to serve on the Public Safety Committee.

19:28:23 Council Member Bud Catlin **MOVED** to appoint Karen Mayne to serve as a member of the Public Safety Committee. Council Member Les Matsumura **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

3.2 Karen Cooper, Public Safety Committee – *Mayor Wall*

19:28:57 Mayor Wall recognized Karen Cooper and nominated her to serve on the Public Safety Committee.

19:29:37 Council Member Bud Catlin **MOVED** to appoint Karen Cooper to serve as a member of the Public Safety Committee. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

3.3 Garl Fink, Public Safety Committee – *Chairman Pratt*

19:30:03 Chairman Pratt nominated Garl Fink to serve as a member of the Public Safety Committee.

19:30:33 Council Member Lynn Handy **MOVED** to appoint Garl Fink to the Public Safety Committee. Council Member Bud Catlin **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

3.4 Mayor Wall, Valley Emergency Communications Center (VECC) Board of Trustees – *John Inch Morgan*

19:30:59 City Administrator John Inch Morgan nominated Mayor Russ Wall to serve on the Board of Trustees for the Valley Emergency Communications Center (VECC).

19:31:37 Council Member Bud Catlin **MOVED** to appoint Mayor Russ Wall to serve as a member of the Valley Emergency Communications Center (VECC) Board of Trustees. Council Member Les Matsumura **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

19:32:22 Mayor Wall thanked Council Member Catlin for serving on the VECC Board of Trustees.

4. CONSENT AGENDA

5. PLANNING MATTERS

6. FINANCIAL MATTERS

6.1 Resolution No. 06-05 – Authorizing the Submission of a Grant to Salt Lake County’s Zoo, Arts and Parks (Z.A.P.) Recreation Facilities Funding Board for the Proposed Taylorsville Baseball Complex – *John Inch Morgan*

19:33:15 City Administrator John Inch Morgan presented the subject resolution to the Council regarding application for funding from the Recreational facilities portion for the Z.A.P. tax, representing 30% of the total revenue generated by the tax during its ten-year imposition. He noted that the grant application is due February 3, 2006.

19:34:14 At the request of Council Member Lynn Handy, John Inch Morgan explained the new proposed configuration for the proposed Taylorsville Baseball Complex located near Vista Park on 2000 West. Comments and questions from the City Council were then addressed.

19:43:48 Council Member Bud Catlin **MOVED** to approve Resolution No. 06-05 – Authorizing the Submission of a Grant to Salt Lake County’s Zoo, Arts and Parks (Z.A.P.) Recreation Facilities Funding Board for the Proposed Taylorsville Baseball Complex. Council Member Lynn Handy **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

6.2 Resolution No. 06-08 – Directing the Mayor to Pursue and Complete the Purchase of Approximately .77 Acres of Real Property Located Near 5150 South 1100 West (Such Property Being Immediately Adjacent to the Jordan River) – *Mayor Wall*

19:45:13 Mayor Russ Wall presented the subject resolution regarding .77 acres of land that is currently owned by Murray City and which they have declared to be surplus to the needs of their City. He noted that the property has been appraised for more than \$17,000, but Murray City is offering the property to the City of Taylorsville for the actual costs they have incurred with the property such as survey, appraisal and legal work, estimated to be approximately \$10,000. Mayor Wall recommended that Taylorsville acquire this property to maintain the open wet land

space next to the Jordan River and to accept storm run-off from neighboring developments by way of easement to function as part of the storm drain system.

19:46:42 The cost of \$12,000 was clarified in the resolution

19:47:31 Council Member Les Matsumura **MOVED** to approve Resolution No. 06-08 Directing the Mayor to Pursue and Complete the Purchase of Approximately .77 Acres of Real Property Located Near 5150 South 1100 West (Such Property Being Immediately Adjacent to the Jordan River). Council Member Lynn Handy **SECONDED** the motion. Chairman Pratt called for discussion on the motion. 19:48:16 Council Member Matsumura asked Mayor Wall to describe the property and why the City would consider the purchase. Mr. Pratt then called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-no, and Catlin-yes. **All City Council members voted and the motion passed 4 to 1.**

7. OTHER MATTERS

7.1 Resolution No. 06-03 – Adopting Changes (Amendment Number One) to the City’s Cafeteria Plan to Conform with Changes to the Federal Working Families Tax Relief Act (WFTA) – Mayor Wall

19:50:41 Mayor Wall presented the subject Resolution regarding a change to the City’s 125 Benefits Plan (cafeteria plan), which is administered by Wells Fargo Financial. He explained that the Dependent Care Assistance Program has been amended to reflect changes required by a new law called the working Families Tax Relief Act (WFTA). Mayor Wall said that under the new law, participants are not required to provide one-half the cost of maintaining the household in which they live in order to claim dependent care costs for their dependent children under the age of 13 years old.

19:52:13 Comments and questions from the City Council were then addressed and it was suggested that the Council consider looking into the proposal further and eliminating or raising the arbitrary cap.

19:55:06 Council Member Bud Catlin **MOVED** to approve Resolution No. 06-03 – Adopting Changes (Amendment Number One) to the City’s Cafeteria Plan to Conform with Changes to the Federal Working Families Tax Relief Act (WFTA). Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

7.2 Resolution No. 06-06 – Approving the Concepts Set Forth in the Unified Police Department Letter of Intent – *John Inch Morgan*

19:55:58 Mayor Russ Wall presented the subject resolution regarding approval of the concepts set forth in the Unified Police Department Letter of Intent.

19:59:36 Lengthy discussion was held wherein Council Members expressed their concerns with the Letter of Intent for the Unified Police Department. They said that they could not see the benefit of the proposed concepts and they were not willing to contract with Salt Lake County again for Police Services.

20:14:27 Chief Larry Marx addressed the City Council and said that he had reviewed the document and he has a lot of concerns. He feels that adopting the proposed resolution would be a travesty and he feels that it would allow the County to take over everything.

20:17:08 Further discussion ensued, after which 20:23:18 Council Member Bud Catlin **MOVED** to disapprove Resolution No. 06-06. Council Member Morris Pratt **SECONDED** the motion. Chairman Pratt called for discussion on the motion. 20:24:10 Council Member Jerry Rechtenbach asked questions in regards to the UPD Board. It was also noted that Salt Lake County Sheriff Kennard would have jurisdiction over Canyons, Jails, Court Security and possibly Warrant Services and Dispatch. Chairman Pratt then called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

7.3 Resolution No. 06-07 – Amending Section 16.1 of the Taylorsville City Council Internal Policies Regarding the Authorization of Agenda Item Requests – *Chairman Pratt*

20:27:16 Chairman Morris Pratt presented a resolution regarding a change to Council Policy requiring agenda summary sheets. He explained that it has been brought to the attention of the Council Chair that the current policy requiring summary sheets for items that are self-explanatory has proven to be counterproductive. He noted that the intent is to make summary sheets a requirement on items that need a little more explanation, such as citizen requests to be on the agenda, complicated planning matters, etc.

20:32:50 Council Member Catlin recommended that, prior to an amendment being adopted, the Council review the entire Council Policies and Council Procedures in case there are other amendments that need to be made.

Council Member Bud Catlin **MOVED** to table Resolution No. 06-07 and put the Council Procedures on a Work Session and review the Council Procedures and make any changes

necessary at that time. Council Member Jerry Rechtenbach **SECONDED** the motion. Chairman Pratt called for discussion on the motion. There being none, he called for a roll-call vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.**

7.4 Continued Discussion of Issues Regarding Millrace Dog Park – *John Inch Morgan*

20:36:44 City Administrator John Inch Morgan called for discussion regarding the Millrace Off-leash Area. The following are many of the ideas that were proposed and discussed:

- Ban from park for violations
- Contract to use the park (permit)
- Pricing on increased enforcement – Animal Services and off-duty police
- 20:54:53 Close – 4:00 p.m. Saturday to 4:00 p.m. Sunday
- Ensure that gates are locked when they are supposed to be
- Hire temporary caretaker
- Tuesday closure
- 20:46:59 Proposed card key access with an annual fee. Users purchase card from City and the money collected could be used for maintenance.
- 21:15:00 Current operation and maintenance costs

21:06:24 Council Member Bud Catlin asked City Administrator John Inch Morgan to prepare a draft document with rules incorporated in it and then amend it when it is before the Council.

21:11:33 Chairman Pratt further discussed the closure times of Saturday 4:00 p.m. to Sunday 4:00 p.m. and all day Tuesday for the park and recommend that it be included in a proposed ordinance and voted on. Mr. Pratt then conducted a poll in regards to his proposal. The results were as follows: 21:14:04 Council Member Matsumura – Yes, Council Member Jerry Rechtenbach-Yes, Chairman Pratt-Yes, Council Member Catlin-No and Council Member Handy-Yes. The poll was 4 to 1 in favor of including the park closure times as previously discussed.

The Council concurred that this agenda item be placed on the City Council Agenda on February 1, 2006.

8. NEW ITEMS FOR SUBSEQUENT CONSIDERATION (No Action)

21:23:55 Chairman Morris Pratt called for any new items for subsequent consideration.

21:23:57 Council Member Les Matsumura reported on a meeting he attended wherein a proposal for a new toll highway located in the western part of the valley was discussed. He said that a proposed resolution will be presented to the City Council at a future meeting.

21:25:52 Chairman Pratt said that he has been made aware that next Tuesday there is a SWAT demonstration.

9. NOTICE OF FUTURE PUBLIC MEETINGS (NEXT MEETING)

21:29:38

- 9.1 City Council Briefing Session – Wednesday, February 1, 2006 – 6:00 pm.**
- 9.2 City Council Meeting – Wednesday, February 1, 2006 – 6:30 p.m.**
- 9.3 City Council Work Session – Wednesday, February 8, 2006 – 6:00 p.m.**
- 9.4 City Council Briefing Session – Wednesday, February 15, 2006 – 6:00 p.m.**
- 9.5 City Council Meeting – Wednesday, February 15, 2006 – 6:30 p.m.**

10. CALENDAR OF UPCOMING EVENTS

21:30:10

- 10.1 Taylorsville Community Orchestra Free Concerts, Saturday, March 4, 2006 at 7:30 p.m. and Saturday, April 29, 2006 at 7:30 p.m., Eisenhower Junior High – 4351 South Redwood Road**

11. ADJOURNMENT

21:30:30 Council Member Bud Catlin **MOVED** to adjourn the City Council Meeting. Council Member Les Matsumura **SECONDED** the motion. Chairman Pratt called for discussion. There being none, he called for a vote. The vote was as follows: Pratt-yes, Handy-yes, Matsumura-yes, Rechtenbach-yes, and Catlin-yes. **All City Council members voted in favor and the motion passed unanimously.** The meeting was adjourned at 9:30 p.m.

Virginia Loader, City Recorder

Minutes approved: CC 02-15-06 Amended: CC 03-01-06

Minutes Prepared by: Cheryl Peacock/Virginia Loader